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October 19, 2020

Honorable William Francis Kuntz  
United States District Court Justice  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

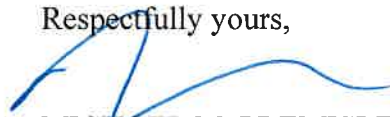
Re: Katz v. Dale Pharmacy & Surgical, Inc.  
Case No.: 20-cv-01876-WFK-SJB

Honorable Sir:

I sincerely apologize for the confusion we had in filing the Motion documents in this matter. Our Motion, Memorandum in Support, Affidavit and Rule 68 Offer were filed on August 16, 2020. We communicated with you at that time and apologized for filing those documents early. On Friday, October 16, 2020, the Plaintiff filed his Memorandum in Opposition to our Motion and we filed our Memorandum in Reply and in Further Support of the Motion. Because we were having difficulty with our computers and were locked out of PACER, I asked Plaintiff's counsel to file all the motion papers. He was kind enough to do so. Once again I sincerely apologize for the confusion we had in filing these papers.

I am available if anyone needs any additional information. I am

Respectfully yours,



MICHAEL M. PREMISLER, ESQ.

MMP/ tb

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